

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Sportsoft, LLC

Application No: 10/518,865

Filed: June 18, 2003

Title: ATHLETIC GAME LEARNING TOOL,
CAPTURE SYSTEM, AND SIMULATOR

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Art Unit: 3714

Examiner: Jack Yip


ELECTION IN RESPONSE TO RESTRICTION UNDER 35 U.S.C. § 121 AND PETITION
FOR REQUEST OF EXTENSION OF TIME TO RESPOND

To the Honorable Commissioner
Of Patents and Trademarks
Washington, DC 20231

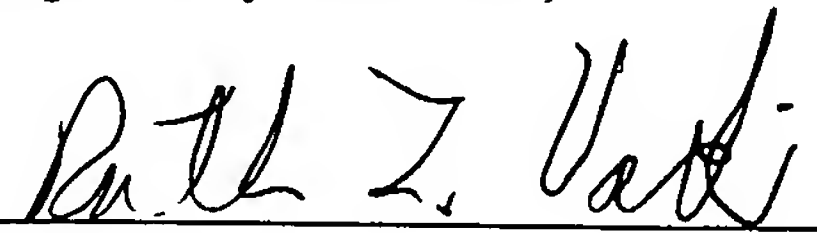
Dear Sir:

1. With reference to the Official Action dated April 15, 2008, the undersigned hereby petitions for a five-month extension of time, until October 15, 2008, in which to respond. Please charge our Deposit Account No. 50-3875 for any additional fees incurred as a result of this petition for extension of time in which to respond.
2. With reference to the merits of the Official Action dated April 15, 2008, the Examiner has requested election and restriction between a group of claims designated by the examiner as "Invention I," namely Claims 1, 2, 6, 7, 8, 9, 10, 19, 20, 38, 39, 41, 42, 46, and 47; and another group of claims designated by the examiner as "Invention II," namely Claims 29, 30, 32, 33, 35, and 36. Applicant provisionally elects to prosecute the claims of Invention I and reserves the right to file a divisional application or take such other appropriate measures as deemed necessary to protect Invention II. Upon examination of the application on this basis, a favorable consideration and allowance of these claims is respectfully requested.

I hereby certify that this correspondence was deposited with the United States Postal Service as Express Mail in an envelope addressed to the Commissioner of Patents and Trademarks P.O. Box 1451, Alexandria, VA 22313-1451 on September 16, 2008, Express Mail label EH 299962909US.


Ruth F. Vadi, Esq.

Respectfully submitted,


Ruth F. Vadi
Registration No. 61,728
Attorney for Applicant
Date: September 16, 2008



09-18-2008